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REARDEN MOVA LLC

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

REARDEN LLC and REARDEN MOVA LLC,  
California limited liability companies,

Plaintiffs,

vs.

WALT DISNEY PICTURES, a California  
corporation,

Defendant.

Case No. 4:17-cv-04006-JST

**OMNIBUS DECLARATION OF  
JERROD C. PATTERSON IN  
SUPPORT OF PLAINTIFFS'  
OPPOSITIONS TO DEFENDANT'S  
MOTIONS IN LIMINE**

Date: October 27, 2023

Time: 2:00 p.m.

Judge: Hon. Jon S. Tigar

Ctrm.: 6 (2nd Floor)

[Filed Concurrently: Plaintiffs' Oppositions  
to Defendant's Motions In Limine Nos. 1-  
7]

1 I, JERROD C. PATTERSON, declare as follows:

2 1. I am a partner with Hagens Berman Sobol Shapiro LLP, and I am one of the firm's  
3 lawyers representing the plaintiffs in this case. I have personal knowledge of the facts stated in this  
4 declaration except as expressly stated otherwise, and I could testify with respect to those facts under  
5 oath if called upon to do so.

6 2. Attached hereto as Exhibit 1 is a true and correct copy of a June 26, 2016 email from  
7 Darren Hendl produced in this litigation as WD-DD3-GL0000739.

8 3. Attached hereto as Exhibit 2 are true and correct copies of excerpts from the February  
9 8, 2023 deposition of O.D. Welch, which I have highlighted to show the cited testimony.

10 4. Attached hereto as Exhibit 3 are true and correct copies of excerpts from the March 3,  
11 2023 deposition of David Taritero, which I have highlighted to show the cited testimony.

12 5. Attached hereto as Exhibit 4 is a true and correct copy of Mr. Taritero's notes from  
13 his deposition, which were marked as Exhibit 261.

14 6. Attached hereto as Exhibit 5 is a true and correct copy of Plaintiffs' Responses and  
15 Objections to Defendants' Second Set of Admissions dated March 3, 2023.

16 7. Attached hereto as Exhibit 6 are true and correct copies of excerpts from the February  
17 9, 2023 deposition of Cindy Ievers.

18 8. Attached hereto as Exhibit 7 are true and correct copies of excerpts from the March 6,  
19 2023 deposition of Stephen Perlman, which I have highlighted to show the cited testimony.

20 9. Attached hereto as Exhibit 8 is a true and correct copy of the March 31, 2015 "Beauty  
21 and the Beast" Visual Effects Services Agreement produced in this litigation as REARDEN-  
22 FEINSILBER-0005705.

23 10. Attached hereto as Exhibit 9 are true and correct copies of excerpts from the June 16,  
24 2020 deposition of Greg LaSalle, which I have highlighted to show the cited testimony.

25 11. Attached hereto as Exhibit 10 are true and correct copies of excerpts from the  
26 February 14, 2023 30(b)(6) deposition of Greg LaSalle, which I have highlighted to show the cited  
27 testimony.

1           12. Attached hereto as Exhibit 11 are true and correct copies of excerpts from the  
2 February 14, 2023 30(b)(1) deposition of Greg LaSalle, which I have highlighted to show the cited  
3 testimony.

4           13. Attached hereto as Exhibit 12 are true and correct copies of excerpts from the  
5 February 16, 2023 deposition of Darren Hendler, which I have highlighted to show the cited  
6 testimony.

7           14. Attached hereto as Exhibit 13 are true and correct copies of excerpts from the March  
8 10, 2023 deposition of Gayle Munro, which I have highlighted to show the cited testimony.

9           15. Attached hereto as Exhibit 14 are true and correct copies of excerpts from the  
10 February 5, 2023 deposition of Kelly Port, which I have highlighted to show the cited testimony.

11          16. Attached hereto as Exhibit 15 is a true and correct copy of the Expert Report of Robin  
12 Russell dated April 20, 2023.

13          17. Attached hereto as Exhibit 16 is a true and correct copy of Rearden's Contour Reality  
14 Capture copyright notice produced in this litigation as REARDEN\_MOVA036067.

15          18. Attached hereto as Exhibit 17 are true and correct copies of excerpts from the  
16 February 22, 2023 deposition of Roger van der Laan, which I have highlighted to show the cited  
17 testimony.

18          19. Attached hereto as Exhibit 18 is a true and correct of the Declaration of Darren  
19 Hendler in Support of Defendants' Motion for Summary Judgment on Causal Nexus dated October  
20 14, 2020 and marked as Exhibit 238 at Darren Hendler's February 16, 2022 deposition.

21          20. Attached hereto as Exhibit 19 is a true and correct of thumbnails that evidence stages  
22 or steps in the completion of each shot for which MOVA files were used in *Beauty and the Beast* and  
23 marked as Exhibit 1187 at Darren Hendler's February 16, 2022 deposition.

24          21. Attached hereto as Exhibit 20 is the Declaration of Stephen Perlman in Support of  
25 Plaintiffs' Oppositions to Plaintiff's Motions in Limine dated October 6, 2023.

26          22. I reviewed the expert report of Dr. Stephen Lane (ECF No. 428-4) and counted the  
27 number of times the report cited the testimony or declarations of witnesses Hendler, LaSalle, and  
28

Munro. According to my count, Dr. Lane's report cited to Hendler's deposition 66 times (at footnotes 17, 18, 23, 53-57, 59-60, 62-63, 72, 74-75, 78-81, 83-84, 86-87, 89, 97-117, 215, 131, 136, 140, 143, 146, 154, 157-160, 163-165, 172, 200, 209-212, 217-218), Hendler's declaration 34 times (at footnotes 119, 120-124, 126-130, 132-135, 156, 137-139, 141-142, 144-145, 148-153, 163, 187, 190, 204, 206), LaSalle's deposition 10 times (at footnotes 10-13, 17, 19, 24-25, 27, 92, 209), and Munro's deposition 27 times (at footnotes 77, 85, 88, 174-175, 178, 188-192, 194-198, 201-202, 207-208, 213-214).

23. Attached hereto as Exhibit 21 is a true and correct copy of the Declaration of O.D. Welch in Support of Opposition to Motion for Order to Show Cause and for Relief Regarding the Mova Assets dated July 22, 2016.

24. I declare that the foregoing is true and correct under penalty of perjury.

/s/ *Jerrod C. Patterson*  
Jerrod C. Patterson